

1 **Sean C. Chapman**

2 Sean@seanchapmanlaw.com

3 **Law Office of Sean C. Chapman, P.C.**

4 100 North Stone Avenue, Suite 701

5 Tucson, Arizona 85701

6 Telephone: (520) 622-0747

7 Fax: (520) 628-7861

8 Arizona State Bar No. 012088

9 **Jim E. Calle**

10 jimcalle@mac.com

11 **Law Office of Jim E. Calle, P.C.**

12 2185 West Magee Road, Suite 125

13 Tucson, Arizona 85719

14 Telephone: (520) 293-6121

15 Fax: (520) 308-4781

16 Arizona State Bar No. 014985

17 Attorneys for Defendant *Swartz*

18
19 IN THE UNITED STATES DISTRICT COURT

20 FOR THE DISTRICT OF ARIZONA

21 UNITED STATES OF AMERICA,)	CR15-1723 TUC RCC(DTF)
)	
22 Plaintiff,)	DEFENDANT'S MOTION TO
)	COMPEL DISCLOSURE
23 v.)	
)	
24 Lonnie Ray Swartz,)	
)	
25 Defendant.)	

26 The Defendant, by and through undersigned counsel, hereby moves this Court for its order compelling the Government to comply with this Court's Order (Doc. 296) granting Defendant's Motion for Disclosure (Doc. 263). In its motion, Defendant

1 requested the .Max files and accompanying folders for work produced by Government
2 Expert James Tavernetti. This Court granted Defendant's request, directed that
3 Defendant not disclosure the .Max files and accompanying folders to anyone outside of
4 the defense team and directed that the disclosed files be used only for trial purposes.
5 The Government has now indicated it does not intend to comply with the Court's order.
6 In light of the trial's proximity and Defendant's need for time to analyze the requested
7 files, Defendant is requesting an immediate hearing.
8
9

10 Respectfully submitted this 12nd day of February, 2018
11

12 LAW OFFICE OF JIM E. CALLE, P.C.

13 BY: /S/ Jim Calle
14 Jim Calle
15 Attorney for Defendant
16
17
18
19
20
21
22
23
24
25
26

CERTIFICATE OF SERVICE

The undersigned certifies that on February 12, 2018, caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which sent notification to the following:

Wallace H. Kleindienst
Mary Sue Feldmeier
Wallace.Kleindienst@usdoj.gov
Mary.Sue.Feldmeier@usdoj.gov
US Attorneys Office – Tucson, AZ
405 W. Congress, Suite 4800
Tucson, AZ 85701-4050

Serena Lara